

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Department of Tribal Welfare – Appeal Petition filed by Sri C.Sankar Reddy S/o Late Sunki Reddy Occ: Sub-Inspector, Prohibition and Excise Dept, Chittoor, under Section 7(2) of the Andhra Pradesh (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (A.P. Act No.16/1993) against the proceedings, R.Dis.MC3/10483/2010, Dt.24.07.2011 of the District Collector, Ananthapur cancelling his ST Konda Kapu caste certificate – Appeal Petition dismissed - Orders - Issued.

DEPARTMENT OF TRIBAL WELFARE (CV)

G.O.MS.No. 14

Dated: 15-07-2025
Read the following:-

1. Proceedings of the District Collector, Ananthapur, R.Dis. MC3/10483/2010, dated: 24.07.2011.
2. Appeal Petition filed by Sri C. Sankar Reddy, Ananthapur District before Minister (TW), No.251/M (TW)/2011, dt.29.08.2011.
3. Govt. Memo.No.12714/CV.2/2011, S.W.(CV.2) Dept., dt.2.9.2011.
4. From the District Collector, Ananthapur, Lr.No.MC3/10574/2011, dt.13.09.2011.
5. Govt. Memo.No.12714/CV.2/2011, S.W.(CV.2) Dept., dt.31.03.2012 & 30.08.2013.
6. Representation of the A.P.ST Employees Association, Ananthapur District,dt.8.5.13 together with the representation of Sri E.Anjaneyulu, APST Welfare Association.
7. Govt. Memo.No.12714/CV.2/2011, S.W.(CV.2) Dept., dt.31.03.2012, 25.05.2015, 16.10.2015, 12.11.2015, 29.05.2017 & 31.10.2017.
8. Govt. Memo No.5345/CV.2/2017, dated 15.11.2017.
9. Govt.Memo.No.12714/CV.2/2011, S.W.(CV.2)Dept.,dt.28.11.2017, 31.01.2018 & 20.03.2018.
10. From the District Collector, Ananthapuramu, Lr.Rc.No.MC3/10574/2011, dated 29.03.2018.
11. Govt. Memo.No.12714/CV.2/2011, dated.30.04.2018, 05.06.2018, 07.08.2018, 17.09.2018, 27.12.2018, 09.01.2019 & 23.01.2019, 29.01.2025, 11.03.2025.

ORDER:

In the Proceedings 1st read above, the Collector & District Magistrate, Ananthapuramu had issued orders cancelling the ST-Konda Kapu Caste Certificate of Sri C.Sankar Reddy S/o late Sunki Reddy Occ: Sub-Inspector, Prohibition and Excise Dept, Chittoor, R/o D.No.10-540, Janda Street, Kurnool Road, Gooty (P&S), Ananthapuramu District.

2. In the reference 2nd read above, Sri C. Sankar Reddy S/o late Sunki Reddy, has filed Appeal Petition before the Government against the Proceedings of the Collector & District Magistrate, Ananthapur. After examining the said Appeal Petition, Government while admitting the said appeal has granted stay as prayed for by the appellant and Para-wise remarks on the grounds filed by the Appellant along with connected records were called for from the Collector & District Magistrate, Ananthapur vide Govt. Memo 3rd read above.

3. In the letter 4th read above, the Collector & District Magistrate, Ananthapur has furnished the para-wise remarks on the Appeal Petition filed by Sri C. Sankar Reddy S/o late Sunki Reddy.

4. The said Appeal Petition has been posted for hearing before the Hon'ble Appellate Authority on several dates and finally hearing was held on 22.03.2025 duly informing the hearing communication to the Appellant and the Counsel for the Appellant vide reference 5th read above. During the course of the hearing, the Appellate Authority verified the records/ the copies of evidences/ academic record/ grounds filed by the Appellant/ written arguments submitted by both parties/ Para-wise remarks submitted by the Collector & District Magistrate, Ananthapur and proceedings of the District Collector, Ananthapur dated: 24.07.2011, the Appellate authority has observed that;

- i. Sri C. Sankar Reddy has filed the appeal petition before Government against cancellation of his ST 'Konda Kapu' Caste Certificate by the District Collector, Ananthapur and after thoroughly observing the material available placed by the Applicant and observed all the material and upon the following the rules and regulations passed the following Orders on the Appeal Petition filed by the Appellant as hereunder.

[P.T.O]

- ii. The order of the District Collector and District Magistrate, Ananthapur in proceedings R.Dis MC3/10574/2011 dated 24.7.2011 and notification in R.Dis MC3/10483/2010 are not contrary to the facts of the case and after perusing the material on record of the case, the Order passed by the District Collector, Ananthapur are not liable to be set aside.
- iii. The District Collector placed all the material on record and passed an order of canceling the caste certificate of the appellant on proper enquiry. The District Collector & Magistrate, Ananthapur rightly issued impugned proceedings basing on the report of Tahsildar, Gooty and Revenue Divisional Officer, Ananthapur there is proper enquiry was also conducted with regard to caste Certificate of the appellant and is father.
- iv. The District Collector & Magistrate, Ananthapur is relying on the report of MRO & RDO, Ananthapur and the said reporters are purely supported by all means and reasons. The District Collector & Magistrate, Ananthapur fully observed the fact that the father of appellant is not the native of Gooty Town, Ananthapur District and he was migrated to Gooty for livelihood and resided there and married the woman of Gooty Town are not correct. As per the statements of appellant and his mother Eswaramma either before MRO or before RDO, it is clear that the father of appellant namely Sri Sunki Reddy belongs to Addatheegala village of Rajamundry of East Godavari District and it is a tribal area but either the Father of the Appellant or the mother of the Appellant do not belong to Schedule Tribe caste. Further, the father of appellant was migrated from that place to Gooty in the year 1950 itself as a lorry driver is not correct and in the year 1969 his father was appointed as contingent worker in the Excise Department with false Certificates, it is clearly and rightly observed by the MRO, MDO and the District Collector, Ananthapur. At the time of appointment of his father as worker in excise department, he claimed as Konda Kapu caste and the same is mentioned in his service Register erroneously. In the year 1979 his father was appointed in permanent job as watchman in Excise Department, Ananthapur and while he was in service he was died on 18.10.1989.
- v. The District Collector & Magistrate, Ananthapur, rightly conducted enquiry and observed the report of RDO dated 6.7.2011 in Serial No.11 of proceedings, in which the RDO, Ananthapur specifically mentioned that his father was worked in Excise Department as worker by claiming his caste as Konda Kapu and the RDO, Ananthapur verified the first page of service register of Sri Shanker Reddy i.e., appellant and other educational certificates produced by him. In all the certificates and service register of the individual it is mentioned that the caste of said Shanker Reddy is Konda kapu (ST) by manipulating the Records by the Appellant. The Educational certificates of appellant are not genuine Certificates. There is no legality of the part of the Appellant in joining in school, his caste was mentioned as he is not a ST person. By that time his father was alive and his father got admitted the appellant in the school and mentioned the caste of the individual and so the Caste of the Appellant is not be treated as a ST Person. As such the caste of appellant is not Kondakapu and he belongs to Reddy community.
- vi. The District Collector & Magistrate, Ananthapur rightly conducted enquiries and relying the reports of MRO, MDO and RDO, Ananthapur are based on the proper material available on record and Statements of the villagers of Gooty and also educational certificates of appellant. The RDO on the directions and Orders of the District Collector to enquire into the caste of appellant and his father in their native place and the RDO, Ananthapur enquired at Gooty and other villages in which the Appellant resided and recorded the statements of appellant and his mother and other villagers in Gooty and filed report rightly. The RDO, Ananthapur enquired villagers of the native place of appellant i.e., Addatheegala Village East Godavari District into the nativity and caste of the Appellant. The RDO and the other officials enquired the villagers of the native place of appellant and his father and enquired into the matter properly and when the fact that the Appellant do not belong to ST Caste was elicited and the RDO, Ananthapur filed report elaborately stating that the appellant and his brother are married the women belong to Reddy community in Ananthapur District and Kurnool District, as they belong to Reddy community and they are O.C. Group.

- vii. The District Collector & Magistrate, Ananthapur rightly observed the fact that marriage of every individual with their caste women and religion. Though the appellant got marriage the Reddy community woman of Ananthapur District as he belongs to Reddy Community. The RDO Ananthapur rightly opined that the appellant belongs to Reddy community, but not Kondakapu.
- viii. The District Collector & Magistrate, Ananthapur rightly passed Orders by following the procedure for cancellation of caste certificate on proper verification of caste of the Appellant. The District Collector on receipt of application with regard to caste of the Appellant and followed the Rule 5 of A.P. Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993, and examined the school records, birth registration certificate, and also examine the parent with regard to their community. The District collector also examined necessary persons who knows about the social status of the appellant. The District Collector, Ananthapur rightly taken into consideration of about the Caste customs, deity, rituals, mode of marriage, death ceremonies, method of burial of dead bodies etc. The RDO and Tahsildar have examined all the above said aspects i.e. with regard to customs and other ceremonies of the Appellant. They have examined the school records of the appellant and they deliberately disclosed that the said certificate crystal clearly shows the caste of Appellant is not Kondakapu and there is no such caste in ST Caste.
- ix. The District Collector & Magistrate, Ananthapur rightly passed Orders of cancelling the caste certificate of the appellant and the Scrutiny Committee also enquired into the matter about the genuineness of the caste certificate of the appellant and submitted the detailed report to cancel the Caste Certificate of the Appellant. The employees association also submitted about the caste of the appellant that it is sufficient to discard the school records of the appellant. It is an admitted fact that the father of appellant is not the native of Gooty Town. As per the statements of mother of appellant even she do not know the native place of her husband, but she got married with him as he was resided in Gooty town and he was an employee in Excise Department but she did not state before the enquiry officers that either she or her husband belong to ST Caste.
- x. The District Collector & Magistrate, Ananthapur followed the procedure as per Rules of A.P.(Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act 1993, and cancelled the caste certificate of the appellant. The District Collector & Magistrate, Ananthapur rightly enquired about the fact that the appellant got appointment as an employee in Excise Department on compassionate grounds basing on false caste certificate. As such the appellant is not entitled to seek employment on compassionate grounds either his father or the Appellant do not belong to Kondakapu caste. The appellant do not belong to Kondakapu caste and there is no such caste in Scheduled Tribes, as such the proceedings of District collector are liable confirmed. The District Collector & Magistrate, Ananthapur gravely correctly considering the material on record that as per the reports of Tahsildar & RDO, Ananthapur and that all the records established the caste of the father Late Sunki Reddy does not belongs to Scheduled Tribe, Kondakapu caste. All the Records with regard to the caste of the Appellant clearly goes to show that the caste of the Appellant is not ST. The District Collector, Ananthapur rightly came in to the conclusion that the caste of the appellant as ST is contrary to law and fact and hence this appeal is liable to be dismissed.
- xi. In the Result, the Appeal Petition filed by the Appellant is dismissed.

5. Government, after careful examination of the appeal petition and the circumstances stated supra and in exercise of the powers conferred under Section 7(2) of A.P. Scheduled Castes, Scheduled Tribes and Backward Classes Regulation of Issue of Community Certificates Act, 1993 (Act 16 of 1993), and rules made thereunder, decide that the appeal petition filed by Sri C. Sankar Reddy S/o late Sunki Reddy does not deserve any interference. Hence, the proceedings No R.Dis.MC3/10483/2010, Dt.24.07.2011 of the District Collector, Ananthapur are hereby upheld and the appeal petition filed Sri C. Sankar Reddy S/o late Sunki Reddy is hereby dismissed.

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6. The Collector & District Magistrate, Ananthapuramu, is directed to take necessary consequential action in the matter, as per the A.P. (Scheduled Castes, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act 16 of 1993), and rules made therein.

7. The records received from the Collector & District Magistrate, Ananthapuramu (R.Dis.MC3/10483/2010, dt.24.07.2011 containing pages (1-146) are returned herewith in original to the Collector & District Magistrate, Ananthapuramu and he is requested to acknowledge the receipt of the same, immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.M. NAYAK
SECRETARY TO GOVERNMENT (FAC)**

To
The Collector & District Magistrate, Ananthapuramu.(we)
(With original Records)(**BY RPAD**)

Sri C. Sankar Reddy S/o late Sunki Reddy,
Occ: Sub-Inspector, Prohibition and Excise Dept, Chittoor,
R/o D.No. 10-540, Janda Street, Kurnool Road, Gooty (P & S),
Ananthapur District. (**BY RP**)

Sri M. Achutha Reddy, Advocate, Flat No.201,
City centre Apartments, Margadarshi colony,
Kothapet, Hyderabad-500102.

Sri D Ramanjaneyulu S/o D. Pedda Venkatappa,
District Secretary, APST Employees Asso, R/o MIG-71,
New Phase, III APHB Colony, Anantapur District.

Sri J. Satya Prasad, Advocate for the respondent (Sri D. Ramanjaneyulu),
H.No. 63, Neeraja Colony, Tolichowki, Hyderabad.

Copy to:

The Commissioner of Prohibition and Excise,
88-2B, Kollafarum Road, SER Centre, Prasadampadu,
Currency Nagar, Vijayawada, A.P.-521108.
(for favour of information)

The Dy. Commissioner, Prohibition and Excise Department, Chittoor.
The OSD to Hon'ble Minister (W&CW, TW).
The PS to Secretary(TW).
Sf/Sc(E-201125)

// FORWARDED:: BY ORDER //

SECTION OFFICER